



सत्यमेव जयते

भारत सरकार / Government of India
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
Ministry of Environment, Forest & Climate Change
क्षेत्रीय कार्यालय/ Regional Office

पता: द्वितीय तल, झारखण्ड राज्य आवास बोर्ड मुख्यालय, हरमू चौक, राँची, झारखण्ड - 834002
Add: 2nd Floor, Headquarter-Jharkhand State Housing Board, Harmu Chowk, Ranchi, Jharkhand - 834002
Tel: 0651-2410002, 2410007; E-mail: ro.ranchi-mef@gov.in



संख्या: FP/JH/MIN/44787/2020/256

दिनांक : 25.04.2024

सेवा में,

सहायक वन महानिरीक्षक, एफ.सी. डिवीजन,
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय,
इंदिरा पर्यावरण भवन अलीगंज
जोरबाग रोड नई दिल्ली- 110003.

विषय :- Proposal for diversion of 65.52 ha. of forest land for Expansion of Surda Copper Mines project in favour of M/s Hindustan Copper Limited (HCL) in Purbi Singhbhum district of Jharkhand. (Online No. FP/JH/MIN/44787/2020)- regarding.


संदर्भ :- Ministry's letter no. 8-64/1993-FC dated 01.04.2024.

महोदय,

उपरोक्त विषयान्तर्गत श्रीमान के संदर्भित पत्र के आलोक में परियोजना से संबन्धित वांछित स्थल निरीक्षण क्षेत्रीय कार्यालय राँची द्वारा दिनांक 19-20 अप्रैल 2024 को किया जाकर तैयार प्रतिवेदन को उप महानिदेशक महोदय के अनुमोदनोपरांत उनकी संस्तुति के साथ संलग्न प्रेषित किया जा रहा है।

संलग्न :- यथा उक्त।

विश्वासभाजन


25/4/24

(शशि शंकर)

उप महानिरीक्षक वन

SITE INSPECTION REPORT

Proposal under Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for diversion of 65.52 ha. of forest land for Expansion of Surda Copper Mines project in favour of M/s Hindustan Copper Limited (HCL) in Purbi Singhbhum district of Jharkhand.

An FC proposal with online proposal no. FP/JH/MIN/44787/2020 is under processing at the ministry which solicits for diversion of 65.52 Ha of forest land in the district of Purbi Singhbhum of Jharkhand State in favour of M/s Hindustan Copper Limited (HCL) for Expansion of Surda underground Copper Mining Project.

As per the provisions of relevant FC Rules, ministry (MoEFCC) has requested this Regional Office (vide its letter dated: 01.04.2024) to **(i)** inspect the forest land proposed for diversion and submit the detailed site inspection report (SIR) with clear recommendations to the Ministry. Further, it has also requested Regional Office to **(ii)** submit a report with regard to compliance of conditions stipulated in the approvals granted in the past and **(iii)** nature and extent of violation committed by the user agency, if any, for further consideration of the proposal **(Annexure-I)**.

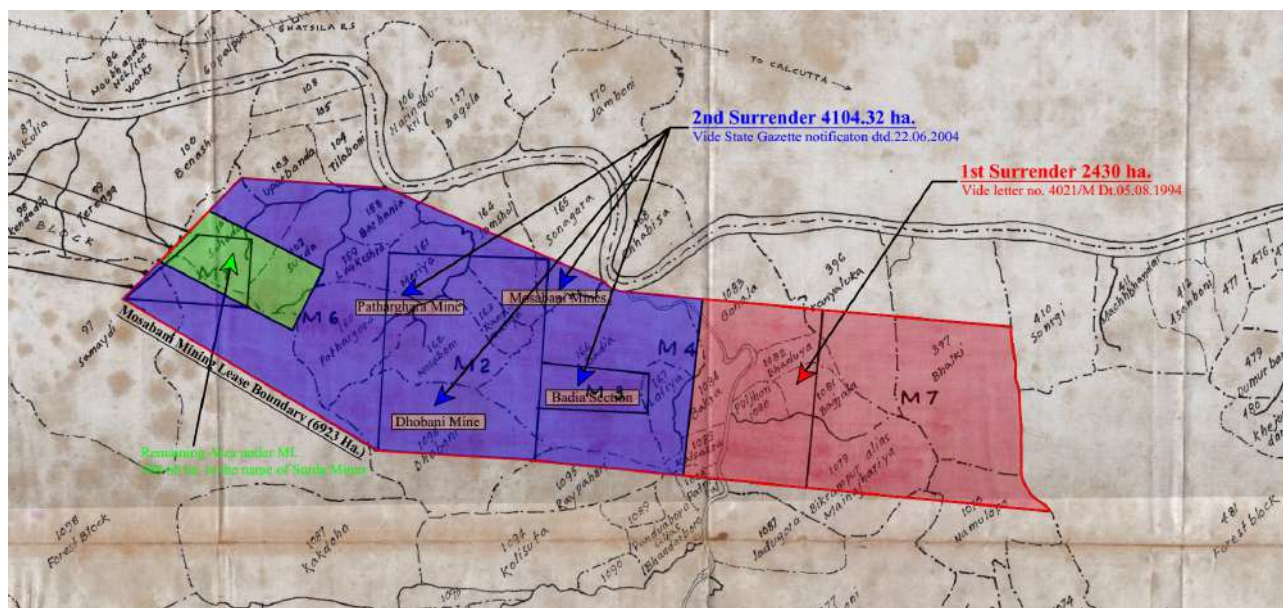
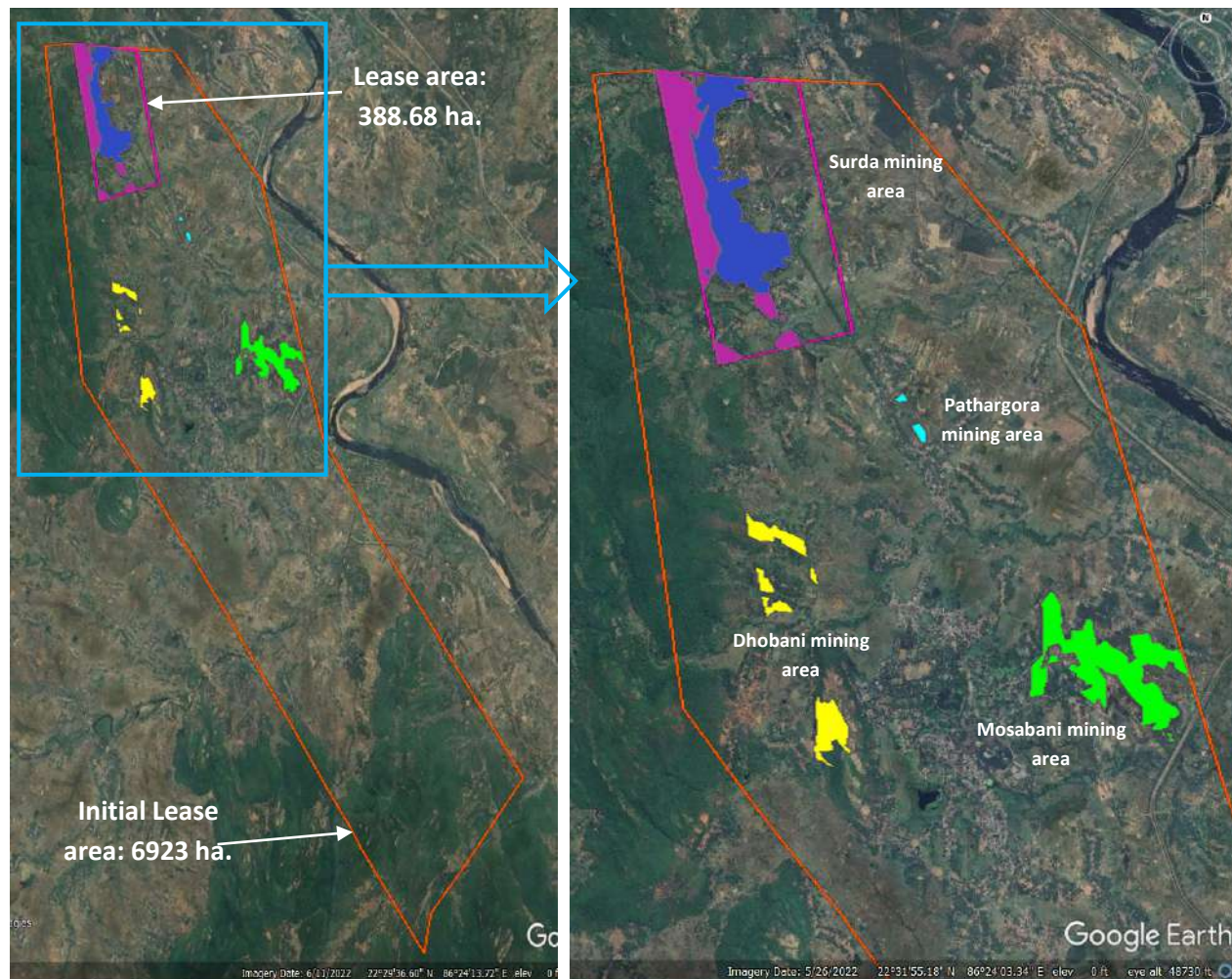
Accordingly, the site inspection was done by a team of Regional Office (RO) Ranchi comprising of Sh. Shashi Shankar, DIGF; Sh. Abhishek Chandra Mishra, Research Investigator (Forestry) and Dr. Surajit Panda, Sr. Technical Associate (GIS-DSS) along with the concerned state forest officials as well as representatives of user agency on 20th April 2024 for preparing the desired report. The following officials accompanied the team during site inspection: -

- Ms. Mamta Priyadarshai, DFO Jamshedpur Forest Division
- Sh. Bimad Kumar, RFO Jamshedpur Forest Division
- Sh. Digvijay Kumar Singh, RFO Jamshedpur Forest Division
- Sh. Ghanshyam Sharma, CMD, HCL
- Sh. Umesh Singh, ED (Mining)/HO, HCL
- Sh. Shyam Sundar Sethi, ED & Unit Head ICC
- Sh. Tarun Kumar Mukherjee, Advisor-Mining, HCL
- Sh. Sudip Pradhan, Forest Guard
- Sh. Sanjay Das, Forest Guard
- Sh. Sonaram Sabar, Forest Guard
- Sh. Rupen Murmu, Forest Guard
- Sh. Singrai Tudu, Forest Guard and others.

Brief description of the project (and project proponent- Indian Copper Complex (ICC), Ghatsila):

Indian Copper Corporation Limited (ICCL) was established in 1930 by a British company for underground copper mining at Ghatsila, Jharkhand. On 25.09.1972, the Government of India nationalized the company under the provisions of the Indian Copper Corporation (Undertakings Acquisition Act) and merged it with HCL. The initial grant of this lease was 6923 ha (16.06.1939 to 15.06.1984) and the further lease was renewed for 20 years (16.06.1984 to 15.06.2004).

The mining method adopted was underground mining with “Cut & Fill” mechanism. Therefore, the vast lease area of 6923 ha where mining was done in pockets were consolidated by surrendering 2430 ha and 4104.32 ha in the year 1994 and 2004 respectively (**Annexure-II & III**) by the company. The remaining 388.68 ha of lease area is currently under the control of HCL till 31.03.2040 (**Annexure-IV**). The spatial distribution of ICCL/HCL mining lease and mine pockets are depicted in figure below:



- i.** As stated earlier, several Copper mines were operating and planned within this ICC, Ghatsila and the second renewal took place in 1994 for next 20 years, the forest area diversion was done later only in 1998 for 189.74 ha (47.49 & 142.25 ha for surface and underground uses respectively) incorporating penal provisions. The details of mines wise break up of entire forest land involved in the proposals approved earlier (vide ministry's letter dated 15.05.1998) within the lease area of 6923 ha. are presented in the following tables-

Approved Forest Land Details of Copper mines (Area in ha.)

| Mines | Utilization Area | | Total Forest Area |
|-------------------------|------------------|---------------|-------------------|
| | Surface | Underground | |
| Mosabani | 16.42 | 57.39 | 73.81 |
| Dhobani | - | 30.08 | 30.08 |
| Pathargora | - | 2.34 | 2.34 |
| Surda | 31.07 | 52.44 | 83.51 |
| Total area (ha.) | 47.49 | 142.25 | 189.74 |

- ii.** The 189.74 ha of forest land had already been broken before 1980 (47.49 ha for surface use and 142.25 ha for underground mining) for which forest diversion was not included during the renewal in 1994 but included later. Therefore, ministry gave final approval of 189.74 hectares of forest land to M/s HCL of Purbi Singhbhum district, erstwhile in **Bihar** state for Mosabani copper mine renewal project against 203.62 hectares (applied for diversion; approved 189.74 ha) with the condition of 94.98 ha (two times of 47.49 ha surface land involved) of penal CA on DFL (Condition no. iv of letter no.8-64/93-FC dated 15.05.1998).

In this regard, it is submit that the User Agency has duly complied with the imposed condition by paying the amount (₹15,19,680/-) towards penal compensatory afforestation over 94.98 ha in the year 1998 when the state of Bihar and Jharkhand was not divided (**Annexure-V**). Presently, the projected area falls under the state of **Jharkhand**, under the jurisdiction of Purbi Singhbhum district after bifurcation of Jharkhand and Bihar state.

At present, after surrender only Surda mine area of 388.68 ha is into consideration for copper underground mine. This consists of 149.03 ha forest and 239.65 ha non-forest area. Out of 149.03 ha, 83.51 ha is from already diverted forest area (vide order 1998) and rest 65.52 ha is under extant consideration. Since, barring very small ancillary requirements, mostly underground use of the land is involved, involvement of non-forest area (with surface rights) for the project is arguably Nil.

- iii.** The details and purpose wise break up of entire forest land involved in the proposals approved within the current lease (388.68 ha.) area are presented in the subsequent tables.

| Type of Land Use | | Forest Land (ha.) | | Non-Forest Land (ha.) | | Total |
|------------------|-------------------------------------------------------------------------|-----------------------------|-------------------|-----------------------|-----------------------|--------|
| | | Forest area | Total Forest area | Non – Forest | Total Non-Forest area | |
| 149.03 ha. | Mining | 02.52 | 83.51 | 10.76 | 239.65 | 13.28 |
| | Mineral Storage | 04.85 | | 00.00 | | 04.85 |
| | Township | 10.69 | | 00.00 | | 10.69 |
| | Road | 01.32 | | 00.56 | | 01.88 |
| | Infrastructure | 06.20 | | 02.21 | | 08.41 |
| | OB/Waste Dump | 05.49 | | 00.00 | | 05.49 |
| | Top Soil Preservation | 00.00 | | 02.94 | | 02.94 |
| | Others | 00.00 | | 18.79 | | 18.79 |
| | Being utilization for underground mining | 52.44 | | 204.39 | | 256.83 |
| | Balance Forest Land applied for diversion for underground Mining | 149.03-83.51 = 65.52 | | - | | - |

Land use details as per IBM approved mining plan.

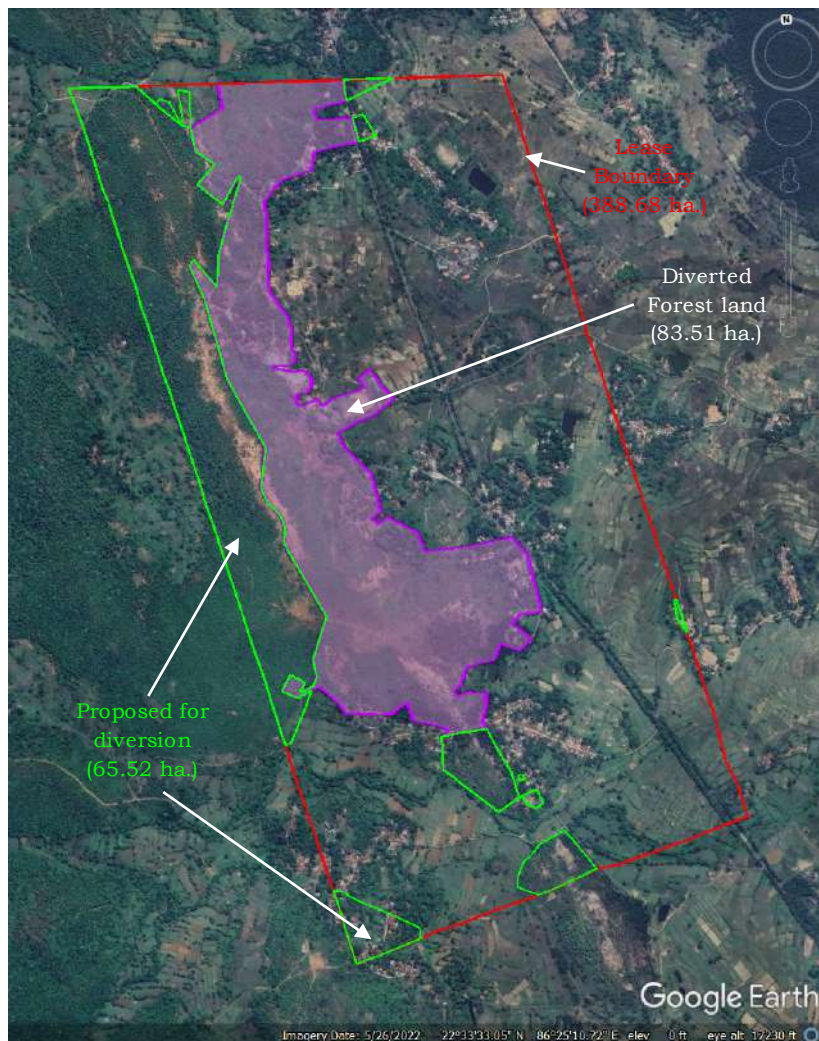
Now, the objective-wise finding of the site-inspection are presented below:-

(i) The site inspection of the Forest Area (65.52 ha.) proposed for diversion:

The HCL has conceived Surda for underground Copper mining in an entire lease area of 388.68 ha in Mosabani Block, Ghatsila, East Singhbhum districts of Jharkhand state.

Out of 388.68 ha of lease area, 149.03 ha. is forest land and a balance of 239.65 ha is Non-forest land with no surface rights. Out of 149.03 ha of forest land, 83.51 ha was already diverted and remaining 65.52 ha are under consideration for diversion. The legal status of the area proposed for diversion (65.52 ha.) is Protected Forest (9.42 ha.) and Reserved Forest (56.1 ha.). The detailed area breakup of the entire lease area is presented in the following table and figure.

| Lease area: 388.68 ha. | | | |
|------------------------------|-----------------------------|----------------------------|-----------------|
| Forest Land | | | Non Forest Land |
| 149.03 ha. | | | 239.65 ha. |
| Already Diverted Forest land | Proposed for diversion | | |
| 83.51 ha | 65.52 ha | | |
| | Protected Forest (9.42 ha.) | Reserved Forest (56.1 ha.) | |



Salient features of the proposed area as learnt during site visit:

- i. The Surda copper mining lease is about 46 km from Jamshedpur city and approximate 2.6 km from the South-West bank of the Subarnarekha River and is situated in a forested area.
- ii. The inspecting team visited the area thoroughly with special emphasis on those forest areas already diverted as well as proposed for diversion and mostly situated adjacent to the diverted areas. The forest area within the proposed for diversion area is a fairly dense natural forest with mixed forest (species). The field officers have reported average canopy density of 0.5 and no rare/endangered species of fauna are found in the area. The surface vegetation showed no distinct dissimilarity among proposed forests and forest already diverted below which mining has been done. It was informed that surface strain is less than 2mm over mined areas and hence apparently surface areas are subject to no perturbation due to the underground mining as no void is usually left in this Cut & Fill type of underground mining.
- iii. Proposed area for diversion does not form a part of National Park, Wildlife Sanctuary, or Biosphere/Tiger Reserve, Elephant Corridor, etc. Although, the movement of wild animals was not seen in that area during the visit, yet, forest officials present there apprised that the region is frequently visited by elephant

herds for a considerable period. A comprehensive Wildlife management Plan is already prepared and approved by CWLW against the proposal.

- iv.** The region is dominated by undulating topography with hilly upland tract which is a part of the Chota Nagpur Plateau covered by Chota Nagpur Granite- Gneiss Complex (CGGC)/ Singhbhum Mobile Belt (SMB). The colour of the soil is brown or yellowish colour group. The depth of soil varies from place to place with red sandy soil.
- v.** During visit it was observed that the forest area in the lease is marked by Pillars and no work has been started in the proposed area. A considerable amount of fruit-bearing plants are also found in this region. Therefore, even if it is not part of any WLS area but the area supports good biological richness. The area is also rich in humus and soil thickness which is good for natural forest.
- vi.** No significant water body was seen during the visit and the accompanying team apprised that surface hydrology shall remain undisturbed due to this underground mining.
- vii.** The detailed forest cover information as examined and obtained from the DSS analysis of the region is shown in the table below:

Forest cover information of the project area (Area in ha.)

| FCM | VDF | MDF | NON FOREST | OPEN FOREST | SCRUB | Total area (ha.) |
|---------------|-------|-------|------------|-------------|-------|------------------|
| Proposed Land | 00.00 | 12.00 | 294.00 | 43.00 | 38.00 | 387.00 |

Lease land area estimated using DSS is 387 ha (insignificant error may be due to DSS different projection system). The forest cover of the area reveals that corresponding area falling under MDF, Open Forest, Scrub and Non Forest category are 12.00 ha., 43.00 ha, 38.00 ha., and 294.00 ha. respectively. No existing vegetation on the surface is likely to get uprooted due to this underground mining project.

- viii.** Some kacha/pakka construction has been noticed in one corner of the land proposed for diversion (land about 1.2 ha). Old roads and local transitory paddy fields were observed within the proposed forest land for diversion. The DFO present there informed that as the area has considerable tribal population, they may be due to bonafide *Pattas* under FRA.
- ix.** The Room-and-pillar of Cut & Fill mining method is used to excavate ore from the underground copper mining operation. Then the voids are filled by wastes in slurry form before moving upwards within every mining stope. The 3D subsidence study for the proposal as done by IIT(ISM) Dhanbad has depicted that not more than 2mm wide surface cracks can be developed due to the proposed underground mining.
- x.** As the proposal is for underground mining, no CA is involved.
- xi.** Some field photographs taken during the site inspection of proposed forest area are given below:











(ii) Observation on the compliance of conditions stipulated in the approvals granted in the past:-

As stated earlier, approval was granted in past for diversion of 189.74 ha of forest area (47.49 ha for surface and 142.25 ha for underground uses) vide ministry;s letter dated 15.05.1998 (attached as **Annexure- VI**). this approval was subject to nine conditions. Status of compliance to every condition is shown in the following table: -

| Condition No. | Condition | Status of compliance |
|----------------------|--------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| i | Legal Status of forest | Being complied. |
| ii | Reclamation of mined out area will be done at project cost under the supervision of state forest department. | As the mining method is cut and fill, mining can only be possible upwards in every stope if the land below is filled. Further, DGMS does intermittent checking to ensure that no void is left unfilled. Project proponent was asked to get the filling checked by local forest |

| | | |
|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | officials too to ensure complete compliance of the condition. |
| iii | Free fuelwood to workers. | They are provided with LG cylinders to ensure no pressure on forest or environment. |
| iv | Penal CA over 94.98 ha DFL | Corresponding CA amount of Rs. 15,19,680/- was deposited by U/A on 11.04.1998. That time it was undivided state of Bihar. Due to separate state creation in 2000, no CA has been done in Jharkhand against the proposal. |
| v | This permission under FCA-1980 shall be for 20 years coterminous with lease under MMRD Act. | Being complied. |
| vi | Demarcation of diverted forest land will be done on the ground at the project cost using 4ft high concrete pillars having serial no. bearing and distance from pillar to pillar. | Has been done and verified during site inspection. |
| vii | The user agency will bear the cost of fencing, protection and regeneration of safety zone area and also the cost of afforestation over 1.5 times of safety zone in DFL elsewhere. | An amount of Rs.468629/- was deposited against these works by U/A but not utilised in view of separate state creation in 2000. |
| viii | Any other condition that the state government may impose from time to time in the interest of afforestation and protection of forest. | Being complied. |
| ix | Forest land shall not be used for any purpose other than that specified in the proposal. | Being complied. |

(iii) Nature and extent of violation committed by the user agency, if any:-

As stated earlier, the whole lease area of 6923 ha was initially granted for 16.06.1939 to 15.06.1984 and then renewed from 16.06.1984 to 15.06.2004.

Therefore, in view of the renewed ML, U/A continued mining post 1980 period too. This violation was taken into cognizance by ministry while issuing in-principle approval (vide letter dated 11.04.1997; **Annexure-VII**) for forest diversion. The penal condition imposed against the violation in the in-principle approval was complied by user agency by depositing the amount of Rs. 15,19,680/- in favour of state government on 11.04.1998. Although the amount of penal CA was deposited by user agency to the then state government of Bihar, the same perhaps was not transferred to state of Jharkhand when latter was carved out of earlier in 2000.

Conclusion/recommendation:

The subsist proposal for diversion of 65.52 ha forest area at Surda mines area within the district of Purbi Singhbhum of Jharkhand state has been duly processed by the state government and the project has been recommended for approval by every processing authority including DFOs, Nodal Office and state government without any adverse comment.

The inspecting team of RO Ranchi also observed that the proposal is site-specific due to the existence of Copper which is one of the most important Copper belts of India. Also, no significant non-site-specific component is proposed in the applied forest area. On the other hand, the project is underground in nature which is environment friendly as compared to other surface mining projects. The earlier approved land has well developed infrastructure of underground mining stopes as deep as 300 meters below the surface consisting of 13 different levels.

In view of the fact that India quenches less than mere 5 % of its total copper needs through domestic production, this proposal of diversion of 65.52 ha of forest land for underground copper mining may be considered for recommendation to supplement this vital resource production, but efforts must be made to ensure that the impact of the project on surface vegetation, local hydrology, forests, flora & fauna is minimum possible.

(Shashi Shankar)
Dy. Inspector General of Forests
RO, Ranchi.

RECOMMENDATION OF DEPUTY DIRECTOR GENERAL OF FORESTS (CENTRAL)

I agree with the site inspection report of Dy. Inspector General of Forests (C). Mining of copper is a site specific activity. Diversion of 65.52 ha of forest land for underground mining of copper is recommended with standard condition and observation made during field inspection.



(A.T. Mishra)

Dy. Director General of Forests (Central)

Annexure-I

E.F. No.8-64/1993-FC (Vol.)
Government of India
Ministry of Environment, Forest and Climate Change
(Forest Conservation Division)

Indira Paryavaran Bhawan,
Aliganj, Jor Bagh Road,
New Delhi-110 003.
Dated: March, 2024

To,

The Dy. DGF (Central)
Regional Office,
MoEF&CC, Ranchi.

Subject: Proposal for non-forestry use of 65.52 ha of forest land for expansion of Surda Copper Underground Mine project in favour of M/s Hindustan Copper Limited in Singhbhum district, Jharkhand –reg.

Sir,

I am directed to refer to the Government of Jharkhand's letter No. Van Bhumi-15/2023-3696-A/V.P. dated 29.09.2023 on the above subject seeking prior approval of the Central Government under Section 2 of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and to request the Regional Office, Ranchi to inspect the area proposed for diversion and submit a detailed site inspection report (SIR) with clear recommendations to this Ministry.

Further, it is also requested to submit a report with regard to compliance of conditions stipulated in the approvals granted in the past and nature and extent of violation committed by the user agency, if any, for further consideration of the proposal.

Yours faithfully

Signed by

Suneet Bhardwaj

Date: 01-04-2024 10:18:11

Sd/-

(Suneet Bhardwaj)

Assistant Inspector General of Forests

Copy to:

1. The Principal Secretary (Forests), Government of Jharkhand, Ranchi;
2. The PCCF (HoFF), Government of Jharkhand, Ranchi;
3. The Addl. PCCF–cum-Nodal Officer (FCA), Government of Jharkhand, Ranchi;
4. User Agency;
5. Monitoring Cell, FC Division, MoEF&CC, New Delhi.

विद्युत विभाग
आर.पी.एस. विभाग

आर.पी.एस. विभाग, पटना, बिहार

दिनांक

आर.पी.एस.
पुर्वी विभाग,
जमशेदपुर

विषय:- सर्वतो हिन्दुस्तान कोपर लिटि द्वारा मुस्तावों के 6923.00 हे०
के० पर भारत कोपर खनन पट्टा में में अतिरिक्त क्षेत्र 2430.00
हे० के प्रस्तावों के सम्बन्ध में ।

प्रति:- उनके पत्र सं० 304/एम दिनांक 23.3.94

आदि:- सर्वतो हिन्दुस्तान कोपर लिटि के द्वारा भारत कोपर खनन
पट्टा के 6923.00 हे० में 2430.00 हे० क्षेत्र को खनन छूट में
के का प्रस्तावों को स्वीकार किया जाता है ।

2. प्रस्तावित क्षेत्र को सरकार के कब्जे में लेकर निम्नानुसार बन्दोबस्तों
की कार्यवाही की जाय ।

3. मुस्ताव के साथ प्राप्त मानचित्र को वापस किया जाता है ।

बिहार के राज्यपाल के आदेश से,

ह०/-

श्री जगन्नाथ

सरकार के सचिव ।

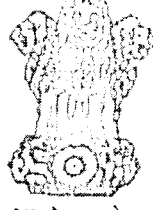
आर.पी.एस. 4021/एम, पटना, दिनांक- 5-9-94

प्रतिलिपि:- उपर निर्देशक उत्तर, र.वि०/एम निर्देशक, उत्तर,
र.वि०/आय० खनन पट्टाधिकारी जमशेदपुर/सर्वतो हिन्दुस्तान कोपर लिटि
इन्डियन कोपर एक्सप्लोरिंग कॉम्पनी, मो०-धाटभिला, जिला-पुर्वी विभाग,
पिन कोड-832593 को सूचनाएँ एवं आवश्यक कार्यवाई हेतु प्रेषित ।

सरकार के सचिव ।

3/8

202



सत्यमेव जयते

झारखण्ड गजट

झारखण्ड सरकार द्वारा प्रकाशित

संख्या 3 रांची, बुधवार 2 आषाढ़, 1926 (श०)
23 जून, 2004 (ई०)

इस भाग को एक संख्या अलग से गई है ताकि इसका अलग संकलन किया जा सके ।

भाग ९

खनन एवं भूतत्व विभाग

जिला खनन पदाधिकारी का कार्यालय पूर्वी सिंहभूम, जमशेदपुर ।

आम सूचना

22 जून, 2004

संख्या 543--एतद्वारा द्वारा सर्वसाधारण को खनिज सम्पत्तियों विनियमावली 1960 के नियम 59 के अधीन सूचित किया जाता है कि निम्नलिखित क्षेत्र जो कि पूर्व में सर्व श्री हिन्दुस्तान कोर्पोरेशन लिमिटेड, इन्डियन कोर्पोरेशन फॉर कोकालेक्शन, गो० घाटशिला, जिला-पूर्वी सिंहभूम के द्वारा कोर्पोरेशन, जिंक, मोनिटोरिंग एवं अन्य एंशोसिएट मिनेरल्स का 4493 हेक्टेयर क्षेत्र पर खनन पट्टा पारित था, परन्तु अब सर्व श्री हिन्दुस्तान कोर्पोरेशन लिमिटेड, इस क्षेत्र में से मात्र 388.68 हेक्टेयर क्षेत्र पर खनन पट्टा के नवीकरण हेतु आवेदन-पत्र दाखिल किया है बाकी 4104.32 हेक्टेयर क्षेत्र का सत्वाधिकार सरकार के कब्जे में वापस कर दिया है ।

अतः 4104.32 हेक्टेयर क्षेत्र पुनः खनन पट्टा पर बन्दोबस्ती हेतु रिक्त है । ऐसी स्थिति में जो जो भी संस्था अथवा व्यक्ति इस क्षेत्र में खनन पट्टा लेना चाहता हो वे इस सूचना का झारखण्ड गजट में प्रकाशन की तिथि से 30 दिनों के पश्चात् खनिज सम्पत्तियों विनियमानुसार 1960 के नियम 22 के अधीन विहित प्रपत्र में सभी वांछित दस्तावेजों के साथ किसी भी कार्य दिवस में अयोधस्तावरी के समक्ष आवेदन-पत्र दाखिल कर सकते हैं ।

क्षेत्र का विवरण

| | मौजा | थाना | थाना न० | जिला |
|-----|-----------|---------|---------|----------------|
| (1) | पाथर गोडा | मुसावनी | 160 | पूर्वी सिंहभूम |
| (2) | भेड़िया | मुसावनी | 161 | पूर्वी सिंहभूम |

| | मौजा | धाना | धाना न० | जिला |
|-----|------------|---------|---------|----------------|
| (3) | मुसावनी | मुसावनी | 162 | पूर्वी सिंहभूम |
| (4) | रंगामाटिया | मुसावनी | 163 | पूर्वी सिंहभूम |
| (5) | बादिया | मुसावनी | 166 | पूर्वी सिंहभूम |
| (6) | धोवनी आदि | मुसावनी | 1096 | पूर्वी सिंहभूम |

रकबा 4104.32 हेक्टर

इस खनिज क्षेत्र के अधीन वैसा भूमतह जो वन भूमि होगा उसके लिए वन संरक्षण अधिनियम 1980 के तहत भारत सरकार की पूर्वनिमति प्राप्त करनी होगी, तथा जो भूमतह रैयती होगा उसके बावत संबंधित रैयत से विधिक सहमति प्राप्त करनी होगी एवं गैर गजरुआ भूमि के लिए संबंधित जंचल अधिकारी का अनापत्ति प्रमाण-पत्र प्राप्त करना होगा ।

विशेष जानकारी के लिए किसी भी कार्य दिवस में अधोहस्ताक्षरी के कार्यालय में सम्पर्क स्थापित किया जा सकता है ।

रत्नेश कुमार सिन्हा,
सहायक खनन पदाधिकारी,
पूर्वी सिंहभूम, जमशेदपुर ।

झारखण्ड सरकार
खान एवं भूतत्व विभाग

पत्रांक-ख०नि०(पूर्वी सिंहभूम)-50/04 52 /एम०, राँची, दिनांक-06.01.2022
सेवा में,

उपायुक्त,
पूर्वी सिंहभूम, जमशेदपुर।

विषय:- पूर्वी सिंहभूम जिलान्तर्गत मुसाबनी अंचल के मौजा-सुरदा के रकबा 388.68 हे० क्षेत्र पर कॉपर एवं एसोसिएट खनिज के खनन पट्टा के अवधि विस्तार की स्वीकृति हेतु सर्वश्री हिन्दुस्तान कॉपर लि० का आवेदन पत्र दिनांक-27.12.2019 के संबंध में।

प्रसंग:- (i) उपायुक्त, पूर्वी सिंहभूम का पत्रांक-266/खनन, दिनांक-28.02.2020
(ii) मंत्रीपरिषद की बैठक दिनांक-09.12.2021 में मद संख्या-10 द्वारा खनन पट्टा के अवधि विस्तार की स्वीकृति।

आदेश- पूर्वी सिंहभूम जिलान्तर्गत मुसाबनी अंचल के मौजा-सुरदा के रकबा 388.68 हे० क्षेत्र पर सर्वश्री हिन्दुस्तान कॉपर लि० द्वारा धारित कॉपर एवं एसोसिएट खनिज के खनन पट्टा का MMGC Rules 2015 के नियम 3(2)के तहत दिनांक-01.04.2020 से 31.03.2040 तक (20 वर्षों के लिए) कैप्टिव उपयोग हेतु अवधि विस्तार की स्वीकृति निम्नांकित शर्तों एवं बंधेजों पर प्रदान की जाती है :-

1. क्षेत्रफल :- 388.68 हे०
2. खनिज :- कॉपर एवं एसोसिएट खनिज
3. अवधि :- 01.04.2020 से 31.03.2040 तक।
4. स्वामिस्व, DMFT, NMET, Management fee एवं अन्य देय शुल्क :- MMDR Act, 1957/MMDR Act, 2015 यथा संशोधित 2021 एवं केन्द्र अथवा राज्य सरकार द्वारा समय-समय पर निरूपित नियम/प्रावधान एवं संशोधन के अनुसार सभी वैधानिक राशि का भुगतान करना होगा।
5. नियत लगान (डेड रेन्ट) :- खान एवं खनिज (विकास एवं विनियमन) अधिनियम, 1957 की अनुसूची-III एवं समय-समय पर किये गये संशोधनानुसार देय होगा।
6. भूतल लगान (सरफेस रेंट):- सरकार द्वारा प्रभावी दर से देय होगा।
7. प्रतिभूति (सेक्यूरिटी) :- 10,000 (दस हजार) रू० एवं समय-समय पर संशोधित दर से प्रतिभूति राशि का भुगतान करना होगा।

8. उपायुक्त, पूर्वी सिंहभूम, आवेदक कम्पनी के पक्ष में विस्तारित पट्टा संविद निष्पादन एवं निबंधन करने के पूर्व वन विभाग की अनापत्ति, पर्यावरणीय स्वीकृति तथा अन्य आवश्यक वैधानिक स्वीकृति प्राप्त कराना सुनिश्चित करेंगे। साथ ही साथ विस्तारित पट्टा संविद का निष्पादन के पूर्व सर्वश्री हिन्दुस्तान कॉपर लि० के द्वारा MoEF & CC के दिनांक-01.04.2015 को निर्गत दिशा-निर्देश का अनुपालन सुनिश्चित कराते हुए देय NPV को जमा करायेंगे।
9. सर्वश्री हिन्दुस्तान कॉपर लि० को इस विस्तारित पट्टा संविद के निष्पादन के पूर्व सुरदा खनन पट्टा का DGPS सर्वे पूरा कर भूतत्व निदेशालय को समर्पित कर अनुमोदन प्राप्त करना होगा।
10. सर्वश्री हिन्दुस्तान कॉपर लि० को नियमानुसार सुरदा खनन पट्टा के पूर्वेक्षण के पश्चात समर्पित प्रतिवेदन पर भूतत्व निदेशालय अनुमोदन प्राप्त करना होगा।
11. आवेदक कम्पनी को खान एवं खनिज (विकास एवं विनियमन) संशोधन अधिनियम, 2015, खनिज (सरकारी कम्पनी द्वारा खनन) नियम 2015, खनिज समनुदान नियमावली, 2016, खनिज संरक्षण विकास नियमावली, 1988 / 2017, खनिज अधिनियम, 1952, वन संरक्षण अधिनियम, 1980, पर्यावरण संरक्षण अधिनियम, 1986, Water (Prevention and Control of Pollution) Act, 1974, एवं The air (Prevention and Control of Pollution) Act, 1981, Scheduled Tribe and other Traditional Forest Dwellers (Recognition of forest Right) Act, 2006 (FRA Act)/ Minimum Wages Act, 1948, Jharkhand Minerals (Prevention of Illegal Mining, Transportation and Storage) Rules, 2017 एवं अन्य सुसंगत नियमों/प्रावधानों के अन्तर्गत वर्तमान में निर्गत अथवा भविष्य में होने वाले निर्गत शर्त/बंधेज/पत्र/आदेश/मार्गदर्शन/निदेश / अनुदेश/संकल्प/ अधिसूचना आदि का अनुपालन करना होगा। आवेदक कम्पनी को स्वीकृत वन अनापत्ति/पर्यावरणीय स्वीकृति/ C.T.O/अनुमोदित माईनिंग प्लान एवं माईनिंग क्लोजर प्लान आदि में निहित शर्तों एवं बंधेजों का अनुपालन करना होगा।
12. आवेदक कम्पनी को खनिज समनुदान नियमावली, 2016 के नियम-8 के तहत Schedule-VII में पट्टा संविद का निष्पादन करना होगा, जिसमें उपरोक्त शर्तों के अतिरिक्त निम्नांकित शर्तों को समावेशित किया जाना होगा :-
 - (I). माननीय सर्वोच्च न्यायालय द्वारा W.P.(C) No.114/2014 कॉमन कॉउज बनाम यूनियन ऑफ इंडिया एवं अन्य में पारित आदेश दिनांक-02.08.2017 के आलोक में जिला खनन पदाधिकारी, पूर्वी सिंहभूम द्वारा सर्वश्री हिन्दुस्तान कॉपर लि० द्वारा धारित खनन पट्टों के बावत कुल रू० 9,29,40,06,242/- का माँग पत्र निर्गत है जिसके विरुद्ध सर्वश्री हिन्दुस्तान कॉपर लि० द्वारा खान न्यायाधिकरण में पुनरीक्षणवाद दायर किया गया है। इस संबंध में सर्वश्री हिन्दुस्तान कॉपर लि० द्वारा Undertaking दिया गया है। अतः निर्गत माँग पत्र के विरुद्ध खान न्यायाधिकरण में दाखिल पुनरीक्षणवाद के अंतिम आदेश/अन्य न्यायालयीय आदेशों का अनुपालन सर्वश्री हिन्दुस्तान कॉपर लि० को करना होगा।

- (II). जिला खनन पदाधिकारी, पूर्वी सिंहभूम द्वारा सर्वश्री हिन्दुस्तान कॉपर लि० को औपबंधिक स्वामिस्व स्वच्छता प्रमाण पत्र दिया गया है। भविष्य में जाँच के पश्चात किसी प्रकार का और भी बकाया निकलेगा तो उसका भी भुगतान पट्टेधारी को करना होगा।
- (III). यदि खनिज का स्वामिस्व किसी कोटि और श्रेणी पर निर्धारित है पर पट्टाधारी उसे सर्वोच्च कोटि का घोषित करते है तो किसी प्रकार की जाँच प्रमाण-पत्र की आवश्यकता नही होगी।
- (IV). यदि पट्टाधारी खनिज को निम्न कोटि का घोषित करते है, तो उन्हें इस आशय का जाँच प्रमाण पत्र राजकीय भूतात्विक प्रयोगशाला, हजारीबाग से प्राप्त कर प्रस्तुत करना होगा। खनिज के विश्लेषण का खर्च पट्टाधारी को वहन करना होगा। खनिज के प्रेषण के 60 दिनों के अन्दर यदि पट्टाधारी उक्त जाँच प्रमाण पत्र प्रस्तुत नहीं करते है तो यह समझा जायेगा कि प्रेषित किया गया समस्त खनिज सर्वोच्च कोटि का है।
- (V). प्रासंगिक अधिनियम या इसके अंतर्गत नियमों के अतिरिक्त किसी अन्य नियम में उल्लिखित प्रावधानों के रहते हुए भी राज्य सरकार 24 प्रतिशत वार्षिक ब्याज की दर से किसी भी लगान, स्वामिस्व या शुल्क (खनिज समनुदान नियमावली, 2016 के नियम-49) या अधिनियम या इन नियमों या अन्य किसी खनन पट्टा की शर्तों के अन्तर्गत सरकार की बकाया अन्य राशि पर सरकार द्वारा भुगतान के लिए निश्चित की गयी तिथि के 60 दिनों के बीत जाने की तिथि से साधारण सूद सरकार तब तक वसूल कर सकती है जबतक स्वामिस्व लगान, शुल्क या अन्य राशि का भुगतान नहीं हो जाता है।
- (VI). भूमि अर्जन, पुनर्वासन पुनर्व्यस्थापन एवं उचित प्रतिकर और पारदर्शिता अधिकार अधिनियम, 2013 में निहित प्रावधानों के तहत मुआवजा का भुगतान करना सुनिश्चित करेंगे।
- (VII). खनन पट्टेधारी पर पूर्व निष्पादित खनन पट्टा संविद के सभी शर्त लागू रहेंगे। साथ ही साथ खनन पट्टा के संचालन में किसी भी तरह का वैधानिक अनियमितता प्रतिवेदित की जाती है तो वो प्रभावी होगा तथा नियमानुसार कार्रवाई की जा सकेगी।
- (VIII). यह पट्टा झारखण्ड राज्य के पूर्वी सिंहभूम जिले के मुख्यालय जमशेदपुर में भारत के संविधान के अनुच्छेद-226 के उपबंध के अधीन रहते हुए निष्पादित किया जाएगा और पट्टे के अधीन आनेवाले क्षेत्र पट्टे के शर्तों पट्टे के अधीन वसूली और पट्टेदार व पट्टाकर्ता द्वारा यह करार किया जाता है कि पट्टेदार व पट्टाकर्ता के बावत सभी विषय के संबंध में किसी विवाद की दशा में वाद अपील जमशेदपुर के सिविल न्यायालय में अथवा याचिका झारखण्ड उच्च न्यायालय, राँची में दायर की जाएगी। ऊपर नामित न्यायालय से भिन्न किसी स्थान पर कोई पक्ष वाद या अपील दायर नहीं करेगा या कोई कार्रवाई नहीं करेगा।
- (IX). खनन पट्टेधारी को पूरक खनन पट्टा संविद का निष्पादन स्वीकृति आदेश निर्गत होने के तीन माह के अन्दर करना होगा।

13- निष्पादित एवं निबंधित पट्टे की तीन प्रतियाँ इस विभाग को शीघ्र भेजें।

झारखण्ड के राज्यपाल के आदेश से,

Law
06/01/2022
(हरि कुमार केशरी)

सरकार के संयुक्त सचिव।

ज्ञापांक-ख०नि०(पूर्वी सिंहभूम)-50/04 52 /एम०, राँची, दिनांक-06.01.2022-
प्रतिलिपि :-डायरेक्टर जेनरल ऑफ माईन्स सेफ्टी, धनबाद/कंट्रोलर
जेनरल, इण्डियन ब्यूरो ऑफ माईन्स, नागपुर/उप निदेशक, खान, कोल्हान अंचल,
चाईबासा/जिला खनन पदाधिकारी, पूर्वी सिंहभूम, जमशेदपुर/प्रधान मुख्य वन
संरक्षक, झारखण्ड, राँची/सर्वश्री हिन्दुस्तान कॉपर लि०, सुरदा कॉपर माईन्स को
सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित।

Law
06/01/2022 .
सरकार के संयुक्त सचिव।



तारिका
Telegram: PARIYAVARAN,
NEW DELHI
दूरभाष
Telephone:
Telex: (bilingual) W 66185 GOF IN
FAX

भारत सरकार
पर्यावरण एवं वन मंत्रालय
GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT & FORESTS
पर्यावरण भवन, सी. जी. ओ. कॉम्प्लेक्स
PARIYAVARAN BHAVAN, C.G.O. COMPLEX
लोदी रोड, नई दिल्ली-110003
LODHI ROAD NEW DELHI-110003
Dated: 15.05.1998

No.8-64/93-FC

To

The Secretary (Forests),
Govt. of Bihar,
PATNA.

Sub:- Renewal of Mosabeni mining lease over 203.62 ha. of
forest land in favour of M/s. Hindustan Copper Ltd.

Sir,

I am directed to refer to your letter No. Van Bhu Khanan 40/93-804-E dated 23.7.93 and this office letter of even number dated 11.4.97 on the above mentioned subject seeking prior approval of the Central Government in accordance with Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State Government, the Central Government hereby conveys its approval under Section-2 of the Forest (Conservation) Act, 1980, for renewal of Mosabeni mining lease over 189.74 ha. (47.49 ha. is for surface mining already broken up and 142.25 ha. for underground mining) of forest land in favour of M/s. Hindustan Copper Ltd. in district East Singhbhum, Bihar, subject to fulfilment of following conditions:-

- (i) Legal status of forest land shall remain unchanged.
- (ii) Reclamation of the mined area will be done at the project cost under the supervision of State Forest Department.
- (iii) Free fuelwood will be supplied to the staff and labourers working at the site at project cost.
- (iv) Penal compensatory afforestation over 94.98 ha. of degraded forest land shall be raised.

Contd..2/p...

(v) This permission under F(C) Act, 1980 shall be for 20 years coterminus with lease under MMRD Act.

(vi) Demarcation of diverted forest land will be done on the ground at the project cost using 4 ft. height concrete pillars having serial No. bearing and distance from pillar to pillar.

(vii) The user agency will bear the cost of fencing, protection and regeneration of safety zone area and also the cost of afforestation over one and a half times of safety zone area in degraded forest area else where.

(viii) Any other condition that the state government may impose from time to time in the interest of afforestation and protection of forests.

(ix) Forest land shall not be used for any purpose other than that specified in the proposal.

Responsibility may be fixed on the erring officials since the renewal was granted to the user agency in violation of Forest (Conservation) Act, 1980 as mentioned in this office letter of even number dated 11.4.97 and report in this regard may be submitted.

Yours faithfully,

V.B. Kumar
15/5
(V.B. KUMAR)

ASSTT. INSPECTOR GENERAL OF FORESTS

Copy to :-

1. Principal Chief Conservator of Forests, Govt. of Bihar, Ranchi.
2. Nodal Officer, Office of PCCF, Govt. of Bihar, Ranchi.
3. The CCF(C), Regional Office, Bhubaneswar.
4. RO(HQ), New Delhi.
5. Guard file.

(V.B. KUMAR)
ASSTT. INSPECTOR GENERAL OF FORESTS

तार :
Telegram : PARYAVARAN,
NEW DELHI

दूरभाष :
Telephone :
टेलिक्स (द्विभाषीय) :
Telex : (bi-lingual) : W366185 DOE IN
FAX : 4360678

भारत सरकार

पर्यावरण एवं वन मंत्रालय
GOVERNMENT OF INDIA

MINISTRY OF ENVIRONMENT & FORESTS
पर्यावरण भवन, सी० जी० ओ० कॉम्प्लेक्स
PARYAVARAN BHAWAN, C.G.O. COMPLEX
लोदी रोड, नई दिल्ली-110003
LODHI ROAD, NEW DELHI-110003

Annexure-VI

122
25/4

No.8-64/93-FC (I)

Dated: 11/04/1997

To

The Secretary (Forests),
Govt. of Bihar,
PATNA.

Sub:- Renewal of Mosabeni Mining Lease over 203.62 ha. of forest
land in favour of M/s. Hindustan Copper Ltd.

Sir,

I am directed to refer to your letter No. Van Bhu Ha Khanam
40/93-804-E dated 23.7.93 on the above mentioned subject seeking
prior approval of the Central Government in accordance with
Section-2 of the Forest (Conservation) Act, 1980.

After careful consideration of the proposal of the State
Government, the Central Government, hereby, agrees in principle
for renewal of Mosabeni Mining Lease over 203.62 ha. of forest
land in favour of M/s. Hindustan Copper Ltd., subject to
fulfilment of following conditions:-

"The user agency will transfer the cost of penal
afforestation over degraded forest land twice in extent of
the area being diverted (revised as on date to incorporate
existing wage structure) in favour of the State Forest
Department."

After receipt of compliance report on the fulfilment of the
above conditions from the State Government, formal approval will
be issued in this regard under Section-2 of the Forest
(Conservation) Act, 1980. Transfer of forest land to user agency
should not be effected by the State Government till formal orders
approving diversion of forest land are issued by the Central
Government. However, the user agency may be allowed to work in
the already broken-up area for a period of one year within which
the state government should furnish the compliance of this
letter.

Yours faithfully,

(Signature)
11/4/97

(A.N. SHARAN)

ASSTT. INSPECTOR GENERAL OF FORESTS

41/12/93
26/4

24/4/97

807
26-4-97